



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
(Case No. 01-1098-A)

In re Application of:	)	
	)	
Jurgen Klepp, et al	)	Group Art Unit:
	)	
Serial No. 10/748,560	)	Examiner:
	)	
Filed: December 30, 2003	)	Confirmation No.:
	)	
For: Analyte Determination Using a	)	
General Purpose Structure of an	)	
Analytical Element	)	

**TRANSMITTAL LETTER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In regard to the above identified application,

- I. We are transmitting herewith the attached:
  - A. Information Disclosure Statement;
  - B. Form PTO-1449;
  - C. Return Receipt Postcard.
  
- II. With respect to fees:
  - A. No fee is required.
  - B. Please charge any underpayment or credit any overpayment our Deposit Account, No. 13-2490.

Respectfully submitted,

Patrick G. Gattari

Registration No. 39,682

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 30, 2004.



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**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the duty of disclosure provided by 35 C.F.R. § 1.56 and §§ 1.97-98, the applicants wish to make the following references of record in the above-identified application. Copies of the references were filed in parent application serial number 09/215,979. Therefore, copies of the references are not included with this paper. These references are also listed in the PTO-1449 form enclosed herewith. If the Examiner needs a copy of any of the references, the Examiner is encouraged to contact Applicants' undersigned representative.

## CITED REFERENCES

### **U.S. Patent Documents**

4,281,061	07/1981	Zuk, et al
4,477,575	10/1984	Vogel, et al
4,515,889	05/1985	Klose, et al
4,791,056	12/1988	Sizto, et al
4,806,311	02/1989	Greenquist
4,861,711	08/1989	Friesen, et al
5,118,609	06/1992	Baier, et al
5,141,850	08/1992	Cole, et al
5,478,752	12/1995	Lerch, et al
5,591,645	01/1997	Rosenstein
5,719,034	02/1998	Kiser, et al
5,795,783	08/1998	Kyle, et al
5,354,692	11/1994	Yang

### **Foreign Patent Documents**


EP 0 291 194 A1	04/1988	Europe
EP 0 328 106	08/1989	Europe
WO 92/20702	11/1992	PCT
WO 96/03423	02/1996	PCT
WO 97/06439	02/1997	PCT
WO 97/34147	09/1997	PCT

### Other Documents

Frens, G., *Controlled Nucleation for the Regulation of the Particle Size in Monodisperse Gold Suspension*, Nature Physical Science, 1973, Vol 241, pp. 20-22.

Roth, J., *The Colloidal Gold Marker System for Light and Electron Microscopic Cytochemistry*, in G.R. Bullock, et al, *Techniques in Immunocytochemistry*, Vol 2, pp. 217-284, Academic Press, New York (1983).

Respectfully submitted,  
McDonnell Boehnen Hulbert & Berghoff

By:   
Patrick G. Gattari  
Registration No. 39,682

Form PTO-1449 U.S. Department of Commerce Patent and Trademark Office <b>INFORMATION DISCLOSURE          STATEMENT BY APPLICANT</b>	Atty. Docket No.	Serial No.
	01-1098-A	10/748,560
	Applicant: Jurgen Klepp, et al	
Filing Date: December 30, 2003		Group:

## U.S. PATENT DOCUMENTS

Examiner Initial	No.	Document Number	Date	Name	Class	Subclass	Filing Date
	1.	4,281,061	07/1981	Zuk, et al			
	2.	4,477,575	10/1984	Vogel, et al			
	3.	4,515,889	05/1985	Klose, et al			
	4.	4,791,056	12/1988	Sizto, et al			
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	6.	4,861,711	08/1989	Friesen, et al			
	7.	5,118,609	06/1992	Baier, et al			
	8.	5,141,850	08/1992	Cole, et al			
	9.	5,478,752	12/1995	Lerch, et al			
	10.	5,591,645	01/1997	Rosenstein			
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	13.	5,354,692	11/1994	Yang			

## FOREIGN PATENT DOCUMENTS

Examiner Initial	No.	Document Number	Date	Country	Class	Subclass	Translation	
	14.	EP 0 291 194 A1	04/1988	Europe			Yes	No
	15.	EP 0 328 106	08/1989	Europe				
	16.	WO 92/20702	11/1992	PCT				
	17.	WO 96/03423	02/1996	PCT				
	18.	WO 97/06439	02/1997	PCT				
	19.	WO 97/34147	09/1997	PCT				

Examiner	Date Considered
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with any communication.

Form PTO-1449 U.S. Department of Commerce  
Patent and Trademark Office

Atty. Docket No.

Serial No.

01-1098-A

10/748,560

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Applicant: Jurgen Klepp, et al

Filing Date:  
December 30, 2003

Group:

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc).**

20.	Frens, G., <i>Controlled Nucleation for the Regulation of the Particle Size in Monodisperse Gold Suspension</i> , Nature Physical Science, 1973, Vol 241, pp. 20-22.
21.	Roth, J., <i>The Colloidal Gold Marker System for Light and Electron Microscopic Cytochemistry</i> , in G.R. Bullock, et al, <i>Techniques in Immunocytochemistry</i> , Vol 2, pp. 217-284, Academic Press, New York (1983).

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